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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: J. Bednorz et al.

Date: December 22, 1998

Serial No. 08/303,561

Group Art Unit: 1105-1751

Filed: September 9, 1994

Examiner: M. Kopec

For: NEW SUPERCONDUCTIVE COMPOUNDS HAVING HIGH
TRANSITION TEMPERATURE, AND METHODS FOR THEIR
USE AND PREPARATION

The Commissioner of Patents and Trademarks
Washington, D.C. 20231

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AMENDMENT AFTER FINAL REJECTION

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Sir:

In response to the Office Action dated June 25, 1998, please consider the following:

REMARKS

Claims 112, 113, 117, 118, 122, and 123 have been rejected under 35 USC 112 as indefinite for using the terminology "layer-type". Applicants respectfully disagree.

The undersigned attorney did a search in Lexis for the terms "layer-type" and the term "layer" preceding the term "type" by one word (layer pre/1 type). In this search Lexis found 225 issued US patents using this terminology in the claims. The USPTO has, therefore, accepted this terminology as definite within the meaning of 35 USC 112.

Attachment A is the results of this search printed out using the .kw or "kwick" feature which prints the searched terms and words before and after the searched term. The searched terminology appears in a number of forms such as "layer type", "layer-type",